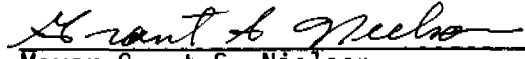


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Councilman Don Bird made a MOTION to go into a closed session to discuss personnel. Council Morrison SECONDED the motion, which passed unanimously. The Council then went into a closed session.

Councilman Bird made a MOTION to go into an open session. Councilman Bennett SECONDED the motion, which passed unanimously.

Councilman Bennett made a MOTION to adjourn the meeting. Councilman Bird SECONDED the motion, which passed unanimously. The Mayor adjourned the meeting at 6:35 p.m.

  
Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD AUGUST 29, 1983

PRESENT

Grant S. Nielson  
Max Bennett  
Don Bird  
Don Dafoe  
Ruth Hansen  
Willis Morrison

Mayor  
Council Member  
Council Member  
Council Member  
Council Member  
Council Member

ABSENT

None

OTHERS PRESENT

Dorothy Jeffery  
Ray Valdez  
Neil Forster  
Greg Cooper  
John Quick  
Sherri Terrell  
Newell Knight  
Kjell Jenkins  
Craig Greathouse  
Martin Ludwig  
Bob Pendray

City Recorder  
City Inspector  
Public Works Superintendent  
Chief of Police  
City Engineer  
City Secretary  
City Hospital Board Member

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Pat Thomas  
Ron Thomas  
Art Jeffery  
Glen Swalburg  
Mike Van  
George Van de Vanter  
Doyle Bender  
Jim Fletcher

Mayor Nielson called the meeting to order at 8:00 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle, the Millard County Gazette and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

#### MINUTES

The minutes of a Special City Council Meeting held August 15, 1983, were presented to the Council. Councilman Bennett made a MOTION to accept the minutes as presented. Councilman Morrison SECONDED the motion, which passed unanimously.

The minutes of a Regular City Council Meeting held August 8, 1983, were presented to the Council. Councilman Bird made a MOTION to accept the minutes as presented. Council Member Hansen SECONDED the motion, which passed unanimously.

#### ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented to the Council the list of accounts payable. Councilman Bird made a MOTION to pay the current bills subject to the funding available. Councilman Morrison SECONDED the motion, which passed unanimously.

#### RON & PAT THOMAS: EXPANSION OF HORSE BOARDING BUSINESS

Pat Thomas presented a map to the Council of the area of her horse boarding business that she would like to expand, with both the proposed expansion and the current location of the horse boarding facilities shown. She stated that she had a business license from the County and the business was in operation prior to Delta Estates being annexed into the city limits. Mrs. Thomas stated that she had forwarded a copy to the Council of the Planning & Zoning Committee's recommendation for the expansion of the horse boarding facilities. She stated that she would like to have the addition completed before the cold weather sets in, because of the water pipes.

City Recorder Dorothy Jeffery stated that City Attorney Peterson had told her that if the Council wanted to allow the additions to the horse boarding facilities that a new zoning ordinance or an amendment to the present zoning ordinance would need to be prepared.

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Councilman Morrison stated that the Council take this matter under advisement and ask the City Attorney for an opinion and to start the proceedings.

Councilman Bird made a MOTION to have Attorney Peterson put the zoning packet together and have it ready for consideration for adoption by the next City Council Meeting.

The Council discussed the fact that it may take some time for the new zoning ordinance to become effective, because of the publishings and a Public Hearing that would have to be held. Councilman Bird withdrew his motion.

Councilman Morrison suggested that if Mrs. Thomas could get a letter of consent from the adjoining property owners it would help her case.

The Council discussed the issuance of a business license to the Horse Boarding Business. A business license can be issued to a non-conformity that was annexed into the City.

BOB PENDRAY: REQUEST FOR STREET PAVING ON 400 EAST FROM MAIN TO 200 NORTH

Bob Pendray stated that the bowling alley was ready to open and they expected a large number of people to be traveling from Plaza Road onto 400 East. He asked the City if they could pave the road on 400 East from Main Street to 200 North. He pointed out that 1,000 people were estimated in the bowling leagues alone. He stated that with the theater, new office buildings and new businesses there would be a large amount of traffic flow. He estimated that the cost of the 850 feet of asphalt would be \$12,000. He stated that they pay \$70,000 in sales tax plus property tax and have 40 to 60 people working there. Mr. Pendray stated he felt that it would benefit both the City and Pendray Plaza if the road were paved.

Councilman Morrison suggested that City Engineer John Quick look at the area to see if, according to the master plan, the base would have to be rebuilt and survey the surface run off. Mr. Quick will look over the situation and see if the City's funding is available.

Mayor Nielson stated that financially he didn't see how the City could afford to pave the road this year. He stated that maybe the city could put more gravel on the road.

Mr. Pendray stated that maybe the road could be closed for the winter months and have the traffic come in and out the same way.

NEWELL KNIGHT: DISCUSSION OF HOSPITAL FACILITIES AND PROPOSALS

Mr. Knight stated that the Hospital Board has not met since he last reported to the City Council. He stated that he would pursue the recommendations that City Attorney Peterson presented at the Public Hospital Meeting. Mr.

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Knight stated that he had asked Eric Sandstrum, an expert in the field of building new hospitals and additions to existing hospitals, to do a study for remodeling and addition to the West Millard Hospital. Mr. Knight stated that in the remodeling bid for an addition to the hospital they had allowed \$10,000 for property and approximately \$462,000 for doctor's offices. There will be an open Hospital Board Meeting September 2, 1983, at the Millard School District Offices at 8:00 p.m. There will be a County Commissioners Meeting in Fillmore, September 6, 1983, at 8:00 a.m. and Mr. Sandstrum and Mr. Knight are on the agenda for 10:00 a.m. to present the report and recommendation.

Councilman Morrison recommended that both public and Council attend as many Hospital Board Meetings as possible. He stated that Mr. Knight should be commended on keeping the City abreast on what is happening.

DELTA CITY CHAMBER OF COMMERCE: FINANCE PROPOSALS FOR CITY BUILDING AND ANNUAL OPERATING REVENUES

Art Jeffery, Chairman for the Area Chamber of Commerce, stated that the Chamber felt they were a benefit to the City. He asked that the City not ask for a cash outlay but give them credit on the building and the City donate \$5,000.00 a year to the Chamber. He stated that the Chamber felt it was important for them to be located with the City offices. He stated that the Chamber could pay the City \$11,422.59 of the \$27,922.59 within 60 days, and get a loan for the remaining balance on the strength of the Chamber if the City would guarantee the \$5,000.00 per year. Mr. Jeffery stated that they were trying to get one-third from the County, one-third from the City, and the other one-third from membership fees and special projects.

Mayor Nielson stated that last year there were more business licenses purchased than budgeted for. He stated that it may be a possibility for some of the business license fees to be donated to them. Councilman Morrison stated that the budget should be checked with the City Administrator to see what was budgeted for. Mayor Nielson stated that he hopes it can be worked out so the City would be able to help the Chamber.

RESOLUTION TO SET THE MUNICIPAL MILL LEVY FOR 1984 FISCAL YEAR PROPERTY TAX MILL LEVY

Mayor Nielson stated that the property has been re-evaluated to a 48% increase. The property tax cannot be increased more than 6%; therefore, the mill levy could be dropped from 13.01 to 9.35. The Council reviewed the resolution to set the municipal mill levy for the property tax for the fiscal year 1984. Councilman Bennett made a MOTION to adopt Resolution 83-95 entitled:

A RESOLUTION ESTABLISHING AND SETTING THE REAL AND PERSONAL PROPERTY MILL LEVY FOR FISCAL YEAR 1983-84 FOR PROPERTY WITHIN THE JURISDICTION OF THE CITY OF DELTA.

Councilman Morrison SECONDED the motion. The Mayor asked for a roll call vote.

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Max Bennett	Yea
Don Bird	Yea
Don Dafoe	Yea
Ruth Hansen	Yea
Willis Morrison	Yea

Following the voting, the Mayor signed Resolution 83-95 and City Recorder Dorothy Jeffery attested it.

CONSIDERATION OF PETITION AGAINST THE ISSUANCE OF A BEER LICENSE TO 7-11 STORE AT CORNER OF MAIN AND CENTER

Councilman Morrison read the memo from Chief of Police Cooper to Mayor Nielson. The memo stated that Chief of Police Cooper didn't feel that the increased traffic would create a traffic problem to the school students. The students attending Delta Elementary live on the North side of Main Street or are bused to the school. Councilman Morrison read the letter from the Delta Utah Stake Presidency of the Church of Jesus Christ of Latter-day Saints stating their opposition.

Mayor Nielson recommended that no action be taken at this time. Councilman Morrison made a MOTION to table the consideration of the petition against the issuance of a beer license to 7-11 Store at the corner of Main and Center until the City Attorney could review the materials submitted. Councilman Bird SECONDED the motion, which passed unanimously.

DISCUSSION OF REQUEST TO RENEW THE G.S.A. AIRPORT HANGAR CONTRACT

Public Works Superintendent Neil Forster explained to the council that the Airport Hangar the City owns and is leasing needs repairs. He stated that the contract will be renewed this fall. He asked that the Council table this matter until he could evaluate the repairs and come up with a cost estimate. Mayor Nielson asked that Mr. Forster and Attorney Pterson make a proposal to the Council.

Councilman Bird made a MOTION to table this matter until September 12, 1983, allowing Neil time to make a cost evaluation of the repairs. Councilman Bennett SECONDED the motion, which passed unanimously.

UTAH POWER & LIGHT: SERVICE AGREEMENT FOR COMMUNITY BUILDING IN REGIONAL PARK

The Utah Power & Light Contract for service agreement for the community building in the regional park was presented to the Council and discussed. Councilman Dafoe made a MOTION to authorize the Mayor to sign the Contract with Utah Power & Light Company to put 3 phase power in the Community Building in the Regional Pak. Councilman Bennett SECONDED the motion, which passed unanimously.

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GILBERT/COMMONWEALTH: PROPOSED AGREEMENT FOR USE OF CITY WATER TOWER FOR  
RADIO TRANSMITTING EQUIPMENT

Public Works Superintendent Neil Forster stated that the Gilbert/Commonwealth Attorney and City Attorney Peterson had discussed the proposed agreement. He stated that Gilbert/Commonwealth, who are the contractors for the transmission lines for IPP, would like to put a low band radio transceiver for two way radio on the water tower. It would be a very low power consumption. Mr. Forster stated that he wouldn't allow them to have a key to the yard. The contract releases liabilities for injuries while repairing or installing the transceiver. Councilman Bennett made a MOTION to authorize the Mayor to sign the contract after City Attorney Peterson had given his approval, with the rental being \$100.00 a month. Councilman Dafoe SECONDED the motion, which passed unanimously.

OTHER BUSINESS

Mayor Nielson stated that Mr. Ron Rencher, the new General Manager of I.P.A. had asked to meet with the Council for breakfast or lunch on Thursday. The Council agreed to have breakfast Thursday morning at 7:00 a.m. with Mr. Rencher.

Mayor Nielson stated that the City Council had received a notice of appeal from Ken Kauwe. He asked Dorothy Jeffery to explain. Mrs. Jeffery stated that Mr. Kauwe wanted to appeal the Appeal Board's decision. She stated that a Special City Council Meeting might need to be set. He wants to bring his attorney and present the same case he did to the Appeals Board, which took about four hours.

The Council discussed a possible date. They asked that Attorney Peterson get the minutes typed from the tapes if the City is required to do so. They stated that they would decide a meeting date at another time.

City Engineer John Quick stated that he had received a pay request from Remote Control Systems on Phase II of the Water Project. Councilman Bird made a MOTION to pay Remote Control when the money is available. Councilman Bennett SECONDED the motion, which passed unanimously.

City Engineer John Quick presented a pay request from John Rodrigues for the HUD Sidewalk that is completed, in the amount of \$19,000.00. Councilman Morrison made a MOTION to pay John Rodrigues \$19,000.00 when the money for this project is received. Councilman Dafoe SECONDED the motion, which passed unanimously.

Council Member Hasnen stated that she had heard several complaints of barking dogs. Chief of Police Cooper stated that this was a disturbance of the peace. He suggested that they call the County dispatcher and report their problem.

City Recorder Dorothy Jeffery stated that she needed to know who was planning on attending the Utah League Convention September 15, 16, and 17. She took the names for reservations.

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Councilman Morrison made MOTION to go into a closed session to discuss personnel. Councilman Dafoe SECONDED the motion, which passed unanimously. They adjourned into a closed session at 10:52 p.m.

Council Member Hansen made a MOTION to adjourn the meeting. Councilman Dafoe SECONDED the motion, which passed unanimously. The Mayor adjourned the meeting at 11:59.

  
Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD SEPTEMBER 12, 1983

PRESENT

Grant S. Nielson  
Don Dafoe  
Ruth Hansen  
Willis Morrison

Mayor  
Council Member  
Council Member  
Council Member

ABSENT

Max Bennett  
Don Bird  
Vance Bishop  
Dorothy Jeffery

Council Member  
Council Member  
City Administrator  
City Recorder

OTHERS PRESENT

Warren Peterson  
John Quick  
Sherri Terrell  
Neil Forster  
Craig Greathouse  
Helena Downing  
Corene Murray  
Delila Bond  
Jennie Price  
Gladys Stang  
Diane Taylor  
Terry Murray  
Paula Harman  
Neal Finlinson  
Jim Fletcher

City Attorney  
City Engineer  
City Secretary  
Public Works Superintendent